

Application No.: 09/729,557
Response dated: August 19, 2004
Reply to Office Action of: May 20, 2004

REMARKS

Reconsideration of the present claims, in light of the attached claim clarifications and the Remarks, which follow, is respectfully requested.

Claims now before the Examiner are 1-27, claims 28-36 having been withdrawn as directed to a non-elected invention.

The numbering in this response will correspond to the numbering in the Examiner's Action.

1.-4. No response necessary

Rejection Under 35 USC § 103

5.-7. *Claims 1-27 stand Rejected under 35 USC § 103(a) as Obvious over US 6,372,868 (Szul).*

As amended, the present claims are not rendered Obvious by Szul. Szul repeatedly states that Szul's catalysts are in solution when introduced into the reactor. See column 20, lines 21-23 "the catalyst system, the catalysts and activator are preferably introduced into the reactor in one or more solutions." By contrast, the present claim elements include "...combining a solid or a slurry comprising one or more metallocene catalyst compounds, a support and or one or more activator(s) with a solution comprising one or more phenoxide catalyst compounds..." (claim 1). Nowhere in Szul is there a disclosure of a solid or slurry of one component and adding to the solid or slurry a solution. Furthermore, in present claim 1", "...at least 50% of said one or more metallocene catalyst compounds and at least 50% of said one or more phenoxide catalyst compounds are deposited in or on said support", again there is no disclosure or suggestion in Szul to such a loading of components on the support. Accordingly, the present claims are not rendered Obvious by Szul. Withdrawal of the Rejection is respectfully requested.

2000U044[1].US.111.8.19.04

- 15 -

08/19/2004 16:19 7137888844
 Aug 19 2004 4:13PM PC

SOUTHWEST PATENT SVS
 281-998-1398

PAGE 02/02
 P. 2

Application No.: 09/729,557
 Response dated: August 19, 2004
 Reply to Office Action of: May 20, 2004

All of the Examiner's points have been addressed.

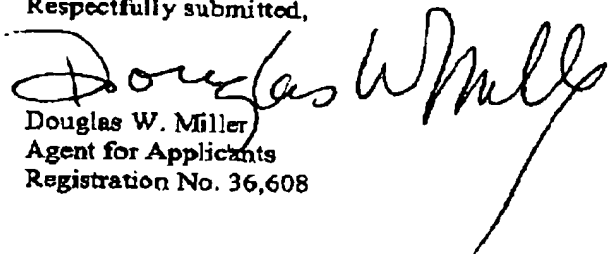
The claims are in condition for allowance.

Note is made that the correspondence should be sent to:

Douglas W. Miller
 In representation of Univation Technologies, LLC
 c/o Stephen P. Koch
 5555 San Felipe, Suite 1950
 Houston, Texas 77056
 Facsimile: 713.892.3687

However the telephone number for Douglas W. Miller is (713) 780-7799.

Respectfully submitted,


 Douglas W. Miller
 Agent for Applicants
 Registration No. 36,608

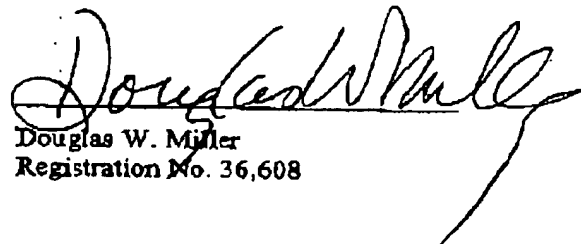
Southwest Patent Services
 510 Bering Drive, Suite 300
 Houston, Texas 77057
 (713) 780-7799

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

August 19, 2004

Date


 Douglas W. Miller
 Registration No. 36,608

20000044(1),US,111.8.19.04

- 16 -